

#### **FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10**

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1615

GIBSON ET AL.

Examiner: Vanik, David L.

APPLICATION NO: 10/721,652 FILED: NOVEMBER 25, 2003

FOR: PREBIOTIC COMPOSITIONS

MS: Amendment Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

This paper is supplemental to the Information Disclosure Statement filed June 18, 2004. Since Applicants believe this paper is being filed before the mailing date of a first Office Action on the merits, no fees are believed to be required under 37 C.F.R. §1.97(b)(3). If a fee is deemed to be required, the Commissioner is hereby authorized to charge such fee to Deposit Account No. 19-0134.

In accordance with 37 C.F.R. §1.56, applicants wish to call the Examiner's attention to the references cited on the attached form(s) PTO-1449.

Copies of these references are enclosed herewith.

The Examiner is requested to consider the foregoing information in relation to this application and indicate that each reference was considered by returning a copy of the initialed PTO 1449 form(s).

**Novartis** 

Corporate Intellectual Property One Health Plaza, Building 104 East Hanover, NJ 07936-1080

(862) 778-7954

Date: 17, 100 7805

Respectfully submitted,

Gary M. Lobel
Attorney for Applicants

Reg. No. 51,155

FORM PTO-1449 (REV. 7-85) U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

INFORMATION DISCLOSURE CITATION

(Use several sheets 16 necessary)

DEC 1 2 2005

ATTY. DOCKET NO. N-32809A APPLICATION NO. 10/721,652 APPLICANT GIBSON ET AL. FILING DATE NOVEMBER 25, 2003

Group 1615

#### **U.S. PATENT DOCUMENTS**

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	AA						
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### **FOREIGN PATENT DOCUMENTS**

•		DOCUMENT NUMBER	DATE	OFFICE	CLASS	SUBCLASS	TRAN YES	SLATION NO
	AM							
-	AN							
	AO							
	AP			•				
	AQ							

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent pages, Etc.)

	AR	Walters et al., Effect of a New Mixed-Fibre-Supplemented Enteral Formula on Healthy Volunteers' bowel function", Proc. Nutr. Soc., Vol. 56, No. 2, p. 274A (1997) Abstract.
***	AS	Green et al., "Short Chain Fatty Acid (SCFA) and Gas Production of Individual Fibre Souces and a Mix Typical to a Normal Diet Using an In Vitro Technique", J. Pediatr. Gastroenterol. Nutr., Vol. 26, No. 5, p. 591 (1998) Abstract.
	AT	Duncan et al., "An Investigation of the Effects of a Novel Mixed Fibre Enteral Feed on COlonic Motility", Gastroenterol., Vol. 112, p. A725 (1997) Abstract.

# **EXAMINER**

## DATE CONSIDERED

\*EXAMINER: Initial of reference considered, whether or not citation is in conformance with MPEP 609: Draw a line through citation if not in conformance and not considered. Include a copy of this form with the next communication to applicant.

**FORM PTO-1449** (REV. 7-85)

## U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

ATTY. DOCKET NO. N-32809A APPLICATION NO. 10/721,652 **APPLICANT** GIBSON ET AL. FILING DATE NOVEMBER 25, 2003

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INITIAL		
	ва	Boehm et al., "Bifidogenic Effect of an Oligosaccharide Mixture in Formula Fed Preterm Infants", Prenatal Neonat. Med., Vol. 5, Suppl. 2, p. 77 (2000) Abstract.
	ВВ	Boehm et al., "Bifidogenic Oligosaccharides in a Preterm Infant Formula", J. Pediatr. Gastro-ent. Nutr., Vol. 31, Suppl. 2, p. 26 (2000) Abstract.
	вс	van der Burgt et al., "Intestinal Microflora of Chronic Functional Constitipated Children Determined with Fluorescent In Situ Hybridization (FISH); J. Ped. Gastroenterol. Nutr., p. S243 (2000) Abstract.
	BD	Trier et al., "Effects of a Multifibre Supplemented Paediatric Enteral Feed on Gastrointestinal Function", JPGN, Vol. 28, No. 5, p. 595 (1999) Abstract.
	BE	Green, "Fibre in Enteral Nutrition", Clin. Nutri., Vol. 20, Suppl. 1, pp. 23-39 (2001).
	BF	Silk et al., "The Effect of a Polymeric Enteral Formula Supplemented with a Mixture of Six Fibres on Normal Human Bowel Function and Colonic Motility", Clin. Nutri., Vol. 20, No. 1, pp. 49-58 (2001).
	BG	Green, "Fibre in Enteral Nutrition", SAJCN, Vol. 13, No. 4, pp. 150-160 (2000).
	вн	Moro et al., "Dosage-Related Bifidogenic Effects of Galacto- and Fructooligosaccharides in Formula-Fed Term Infants", JPGN, Vol, 34, pp. 291-295 (2002).
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EXAMINER	₹	DATE CONSIDERED

<sup>\*</sup>EXAMINER: Initial of reference considered, whether or not citation is in conformance with MPEP 609: Draw a line through citation if not in conformance and not considered. Include a copy of this form with the next communication to applicant.